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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.		
10/682,577	10/10/2003	Christoph Bederna	202-088	8492		
7590 06/15/2005			EXAM	INER		
Walter Ottesen			MUSSER, BARBARA J			
Patent Attorney P.O. Box 4026	,		ART UNIT	PAPER NUMBER		
Gaithersburg, I	MD 20885-4026	20885-4026				
			DATE MAILED: 06/15/2003	DATE MAILED: 06/15/2005		

Please find below and/or attached an Office communication concerning this application or proceeding.

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Examinor Farminor		Application	1 NO.	Applicant(s)	
Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MILLING DATE of this communication appears on the cover sheet with the correspondence address Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extensions of line may be available under the provisions of 37 CPR 1.136(a). In no event, however, may a reply be limitly filled or main and series 31 (w) MONTH'S from the maining date of the communication. If the period for reply specified down is late them think (201) days, a reply which the stadeury primare reliable (38) from the maining date of the communication. If the period for reply specified down is late them think (201) days, a reply which the stadeury primare reliable (38) from the maining date of the communication. If the period for reply specified down is late the maining date of this communication is the condition. If the period for reply specified down is late the maining date of this communication, which is the condition of the maining date of this communication, even if timely filled, may reduce any sense place that malignature (34) us 0.5, 13.13. Application is papilication is in condition for allowance except for formal matters, prosecution as to the ments is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1.14 is/are pending in the application. 4a) Of the above daim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 5) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 7) Claim(s) is/are allowed. 8) Claim(s) is/are explicated to by the Examiner. 10 The drawing(s) is better allowed. 9) The specification is objected to by the Examiner. 11 The oath or declaration is objected to by the Examiner. 12 Application Papers 13 Claim(s) 1.14 are subject to restriction and/or election requirement. Application Papers 14 Claim(s) 1.14 are subject to restriction and/or election	Office Action Summers	10/682,577	•	BEDERNA ET AL.	
The MALING DATE of this communication appears on the cover sheet with the correspondence address — Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE ± MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION. Extension of the many by evaluation of 3 CFR 1.13(a). In or event, however, may a risely be timely lifed Extension of the many by evaluation of 3 CFR 1.13(a). In or event, however, may a risely be timely lifed ### It is period for reply repetited shows the test standary period ellips of wall replies (St) (MONTH) from the malling date of this communication. ### 10 period for reply repetited whose, the maderims of 3 CFR 1.13(a). In or event, however, may a risely be timely lifed ### 10 period for reply repetited whose, the maderims of 3 CFR 1.13(a). ### 10 period for reply repetited whose, the maderims and standary period ellips of wall replies (St) (MONTH) from the malling date of this communication for reply vity (Preceived by the control of the standary replication. ### 10 period for reply repetited was the malling date of this communication for the malling date of this communication. ### 10 period for reply replication. ### 10 period for replication is final. ### 20 Claim(s)	Oπice Action Summary	Examiner		Art Unit	
Period for Reply A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 1 MONTH(S) FROM THE MALING DATE OF THIS COMMUNICATION. after \$30,(6) MONTHS from the mailing date of this communication. If the period for reply specified above, the mailing date of this communication. If the period for reply specified above, the mailing date of this communication. If the period for reply specified above, the mailing date of this communication. If the period for reply specified above, the mailing date of this communication. If the period for reply specified above, the mailing date of this communication. If the period for reply specified above, the mailing date of this communication. If the period for reply specified above, the mailing date of this communication. If the period for reply specified above, the mailing date of this communication is the mailing date of this communication. If the period for reply specified above, the mailing date of this communication. All provided the specified above, the mailing date of this communication. All provided in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s) 1-14 is/are pending in the application. 4) Of the above daim(s) is/are withdrawn from consideration. 5) Claim(s) is/are allowed. 6) Claim(s) is/are allowed. 6) Claim(s) is/are are elected. 7) Claim(s) is/are objected to by the Examiner. 10) The drawing(s) filed on is/are: all accepted or bl objected to by the Examiner. Application Papers 9) The specification is objected to by the Examiner. 10) The drawing(s) filed on is/are: all accepted or bl objected to by the Examiner. Application Papers 11) Craim(s) Specified above that any objection to the drawing(s) be held in aboyance. See 37 CFR 1.85(a). Replacement drawing shee(1s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d). 11) Craim(s) Specified copies of the priority documents have been received. 21) All b) Some 'c) None of: 12) Certified copi		1			
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1) Responsive to communication(s) filed on	THE MAILING DATE OF THIS COMMUNICAT - Extensions of time may be available under the provisions of 37 C after SIX (6) MONTHS from the mailing date of this communicati - If the period for reply specified above is less than thirty (30) days - If NO period for reply is specified above, the maximum statutory in the set of the period for reply within the set or extended period for reply will, by any reply received by the Office later than three months after the	ON. FR 1.136(a). In no eventon. , a reply within the statute period will apply and will statute, cause the applic	t, however, may a reply be tim ory minimum of thirty (30) days expire SIX (6) MONTHS from ation to become ABANDONEI	nely filed s will be considered timely. the mailing date of this communication (35 U.S.C. § 133).	on.
2a) This action is FINAL. 2b) This action is non-final. 3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under Ex parte Quayle, 1935 C.D. 11, 453 O.G. 213. Disposition of Claims 4) Claim(s)	Status				
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Art Unit: 1733

DETAILED ACTION

Election/Restrictions

- 1. Restriction to one of the following inventions is required under 35 U.S.C. 121:
 - Claims 1-6, drawn to a method of making an air spring flexible member, classified in class 264, subclass 573.
 - II. Claims 7-14, drawn to an apparatus for making an air spring flexible member, classified in class 425, subclass 522.

The inventions are distinct, each from the other because of the following reasons:

- 2. Inventions I and II are related as process and apparatus for its practice. The inventions are distinct if it can be shown that either: (1) the process as claimed can be practiced by another materially different apparatus or by hand, or (2) the apparatus as claimed can be used to practice another and materially different process. (MPEP § 806.05(e)). In this case the process can use a different apparatus such as one where the openings in the molds are not bottle shaped and the apparatus can be used with a different method where the blank is not twice as long as the final desired product.
- 3. Because these inventions are distinct for the reasons given above and have acquired a separate status in the art as shown by their different classification, restriction for examination purposes as indicated is proper.
- 4. A telephone call was made to Walter Ottesen on 6/9/05 to request an oral election to the above restriction requirement, but did not result in an election being made.

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Applicant is advised that the reply to this requirement to be complete must include an election of the invention to be examined even though the requirement be traversed (37 CFR 1.143).

5. Applicant is reminded that upon the cancellation of claims to a non-elected invention, the inventorship must be amended in compliance with 37 CFR 1.48(b) if one or more of the currently named inventors is no longer an inventor of at least one claim remaining in the application. Any amendment of inventorship must be accompanied by a request under 37 CFR 1.48(b) and by the fee required under 37 CFR 1.17(i).

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Barbara J. Musser whose telephone number is (571) 272-1222. The examiner can normally be reached on Monday-Thursday; alternate Fridays.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Blaine Copenheaver can be reached on (571)-272-1156. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should

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you have questions on access to the Private PAIR system, contact the Electronic

Business Center (EBC) at 866-217-9197 (toll-free).

BJM

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